

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:	§	Chapter 11
	§	
Tuesday Morning Corporation, <i>et al.</i> ,	§	
	§	Case No. 20-31476-HDH-11
	§	
Debtor.	§	Jointly Administered

**WITNESS AND EXHIBIT LIST**

The landlords listed on Schedule A hereto (collectively, the “**Landlords**” and each a “**Landlord**”) file this Witness and Exhibit list for the hearing scheduled for March 24, 2021 in connection with the following matters:

- Objections to the Debtors’ proposed cure amounts (the “**Cure Objections**”) contained in the Debtors’ unexpired lease and executory contract assumption notices (the “**Cure Notices**”) filed at Docket Nos. 1107, 1108, and 1201, as amended by the Schedule of Assumed Contracts and Cures and the Schedule of Assumed Leases and Cures incorporated in the Debtors’ Plan Supplement filed in the Notice of Filing of Plan Supplement [Docket No. 1788, at Exhibits 4-A and 4-B]; and
- Debtors’ Motion for Entry of an Order (I) Compelling Landlords’ Compliance with Amended Leases for Store Nos. 91 and 399 and (II) Approving Debtors’ Assumption of the Amended Leases [Docket Nos. 1937 & 1938] (the “**Motion to Compel**”).<sup>1</sup>

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<sup>1</sup> The parties have been working toward a possible consensual resolution of the Motion to Compel. The respective Landlords, thus, respectfully request that, if the hearing on March 24, 2021 goes forward as to the Motion to Compel, it serve as a status conference only. Moreover, as set forth in the respective Landlords objection to the Motion to Compel (ECF No. 2072), to the extent that the Court hears the Motion to Compel on March 24, 2021, Landlords will request that the Court set a full evidentiary hearing for a later date on the issues raised in their objection, with live testimony and an opportunity to take discovery, and they continue to reserve all rights herein to make that request.

**Witnesses**

1. Any witness listed or called by any other party; and
2. Any witness necessary to rebut the testimony of a witness called or designated by any other party

**Exhibits**

1. All exhibits presented or designated by any other party.
2. All exhibits necessary to rebut any exhibit presented or designated by any other party.

*[Remainder of page intentionally left blank]*

Dated: March 19, 2021

Respectfully submitted,

**REED SMITH LLP**

By: /s/ Michael P. Cooley

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*Attorneys for Landlords identified on  
Schedule A*

**CERTIFICATE OF SERVICE**

The undersigned certifies that, on March 19, 2021, a true and correct copy of the foregoing document was served via the Court's Electronic Case Filing (ECF) system upon all parties registered to receive electronic notices in this case, including the Office of the United States Trustee, the chapter 11 trustee, and counsel for the Official Committee of Unsecured Creditors.

/s/ Michael P. Cooley

Michael P. Cooley

**Schedule A**

**ACADIA REALTY LIMITED PARTNERSHIP  
PRESTON SHEPARD RETAIL, LP  
CENTERPOINTE OWNER LLC  
ARC MCLVSNV001, LLC  
ARC TSKCYMO001, LLC  
BRIXMOR OPERATING PARTNERSHIP LP  
C.E. JOHN COMPANY, INC.  
CITIVEST COMMERCIAL INVESTMENTS, LLC  
DEUTSCHE ASSET & WEALTH MANAGEMENT  
FEDERAL REALTY INVESTMENT TRUST  
FIREWHEEL LLC  
HUTENSKY CAPITAL PARTNERS  
JT PROPERTY, LLC (d/b/a/ JTABO, LLC in New Mexico)  
NNN PONTE VEDRA OWNER  
NEW MARKET PROPERTIES LLC  
PRIDE CENTER CO.  
STARWOOD RETAIL PARTNERS LP  
TAYLOR 23855 HAWTHORNE LLC  
THE MACERICH COMPANY  
TRED AVON, LLC  
WEST VALLEY PROPERTIES, INC.**